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Scott F. Watson

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DISNEY ENTERPRISES

C/O FARJAMI & FARJAMI LLP

26522 LA ALAMEDA AVENUE, SUITE 360

MISSION VIEJO, CA 92691

EXAMINER

HUYNH, SON P

ART UNIT

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

Applicant argues in Ellis, the television equipment does not receive the movie data including a video file, a plurality of audio files each in a different language, and Ellis therefore, Ellis does not or cannot perform discarding one or more the plurality of audio files other than the desired one or more audio files since Ellis does not even receive a plurality of audio files each in a different language. In fact, Ellis teaches away from the invention since Ellis discloses the television distribution facility may response by providing the requested television program to the user's television equipment with only a single audio track containing audio in the selected language. Eliminating unnecessary audio tracks may lessen the bandwidth requirement for transmitting programming signal from the television distribution facility to a user's television equipment (pages 7-8). This argument is respectfully traversed.

It is noted that Ellis does not disclose the television distribution facility is not part of "hardware device" in the claim. In fact, Ellis discloses interactive program guide television 17 comprises television distribution facility and user television interface (see include, but not limited to, figures 2a-2b, col. 5, line 64-col. 6, line 40). Thus, the "hardware device" in the claim could be interpreted as interactive television program guide television 17. In this case, Ellis discloses the interactive program guide television 17 receives movie data including video file and a plurality audio files/tracks each in a different language (see for example, col. 3, lines 42-57 as pointed out by Application).

Art Unit: 2424

In case the "hardware device" in the claim is interpreted as the user television equipment only, Ellis' disclosure of user television equipment still reads on the claims. Col. 3, lines 42-57 (pointed out by Applicant) is only one embodiment of the inventions. In fact, Ellis discloses user television equipment receives movie data/video program, the movie data/video program including video files and a plurality of audio files each in a different language. The language is filtered locally at the user television equipment using packet filter and/or digital component selector and/or audio component selector and/or program guide - see include, but not limited to, figures 3-4, 7a-7b, col. 4, lines 42-44, col. 9, lines 9-50, col. 12, lines 11-20, 36-62, col. 14, lines 21-34, col. 15, lines 10-36, 63-65, col. 18, line 20-col. 19, line 11, col. 19, line 63-col. 20, line 22).

For the reasons given above, rejections on the claims are sustained.

/Son P Huynh/

Primary Examiner, Art Unit 2424